

PTO/SB/21 (08-00)  
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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number Of Pages In This Submission 27 PLUS DISK

Application Number	10/068,471
Filing Date	February 4, 2002
First Named Inventor	Malcolm Lovell HANDEL
Group Art Unit	1646
Examiner Name	To Be Assigned

Attorney Docket No. 529282000400

## ENCLOSURES (check all that apply)

Fee Transmittal Form – in duplicate

Assignment Papers  
(for an Application)

After Allowance Communication to Group

Fee Attached

Drawing(s)

Appeal Communication to Board of Appeals and Interferences

Amendment / Reply

Licensing-related Papers

Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

After Final

Petition

Proprietary Information

Affidavits/declarations

Petition to Convert to a Provisional Application  
 Power of Attorney – 3 pages, Revocation, Change of Correspondence Address

Status Letter  
 Other Enclosure(s) (please identify below):

Extension of Time Request

Terminal Disclaimer

\* Executed Declaration (2 pages)  
\* Statement under 37 CFR 3.73(b) with copy of Assignment attached (4 pages total)  
\* Statement to Support Filing and Submission in Accordance with 37 CFR 1.821-1.825 (2 pages)  
\* CRF of Sequence Listing  
\* Paper Copy of Sequence Listing (10 pages)  
\* Return receipt postcard

Express Abandonment Request

Request for Refund

Information Disclosure Statement

CD, Number of CD(s) \_\_\_\_\_

Certified Copy of Priority Document(s)

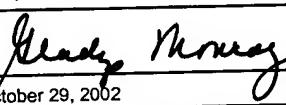
Remarks

Response to Missing Parts/  
Incomplete Application

Response to Missing Parts  
under 37 CFR 1.52 or 1.53 –  
copy of Notice attached - 2  
pages

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual Name Morrison & Foerster LLP, 755 Page Mill Road, Palo Alto, California 94304  
Gladys H. Monroy

Signature 

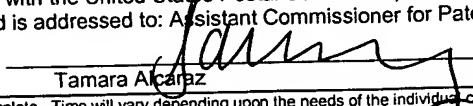
Date October 29, 2002

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Date of Deposit: October 29, 2002

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Tamara Alcaraz

Burden Hours Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.



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# FEE TRANSMITTAL FOR FY 2002

Patent fees are subject to annual revision.

## Complete if Known

Application Number	10/068,471
Filing Date	February 4, 2002
First Named Inventor	Malcolm Lovell HANDEL
Examiner Name	To Be Assigned
Group Art Unit	1646

## TOTAL AMOUNT OF PAYMENT

(\$4514)

Attorney Docket No. 529282000400

## METHOD OF PAYMENT

## FEE CALCULATION (continued)

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number

03-1952

Deposit Account Name

Morrison &amp; Foerster LLP

 Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 Applicant claims small entity status. See 37 CFR 1.272.  Payment Enclosed: Check  Credit Card  Money Order  Other

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1001	740	201	370	Utility filing fee	740
1002	330	206	165	Design filing fee	
1003	510	207	255	Plant filing fee	
1004	740	208	370	Reissue filing fee	
1005	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$740)

## 3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	Fee Description	Fee Paid
1051	130	205	65	Surcharge - late filing fee or oath	130		
1052	50	227	25	Surcharge - late provisional filing fee or cover sheet			
1053	130	139	130	Non-English specification			
1812	2,520	147	2,520	For filing a request for ex parte reexamination			
1804	920*	112	920*	Requesting publication of SIR prior to Examiner action			
1805	1,840*	113	1,840*	Requesting publication of SIR after Examiner action			
1251	110	215	55	Extension for reply within first month			
1252	400	216	200	Extension for reply within second month			
1253	920	217	460	Extension for reply within third month			
1254	1,440	218	720	Extension for reply within fourth month			
1255	1,960	228	980	Extension for reply within fifth month	1980		
1401	320	219	160	Notice of Appeal			
1402	320	220	160	Filing a brief in support of an appeal			
1403	280	221	140	Request for oral hearing			
1451	1,510	138	1,510	Petition to institute a public use proceeding			
1452	110	240	55	Petition to revive - unavoidable			
1453	1,280	241	640	Petition to revive - unintentional			
1501	1,280	242	640	Utility issue fee (or reissue)			
1502	460	243	230	Design issue fee			
1503	620	244	310	Plant issue fee			
1460	130	122	130	Petitions of the Commissioner			
1807	50	123	50	Petitions related to provisional applications			
1806	180	126	180	Submission of Information Disclosure Stmt			
8021	40	581	40	Recording each patent assignment per properties (times number of properties)			
1809	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))			
1810	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))			
1801	740	279	370	Request for Continued Examination (RCE)			
1802	900	169	900	Request for expedited examination of a design application			

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$2090)

\*\* or number previously paid, if greater; For reissues, see above.

Complete (if applicable)

SUBMITTED BY	Complete (if applicable)		
Name (Print/Type)	Gladys H. Monroy	Registration No. (Attorney/Agent)	32,430
Signature	<i>Gladys H. Monroy</i>	Telephone	(650) 813-5711

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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10-31-02

Page 1 of 2 \$MP

#3



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/068,471	02/04/2002	Malcolm Lovell Handel	27340-20033.00



Gladys H. Monroy  
 Morrison & Foerster LLP  
 755 Page Mill Road  
 Palo Alto, CA 94304

CONFIRMATION NO. 7001

## FORMALITIES LETTER



\*OC000000007767172\*

Date Mailed: 04/02/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

11/01/2002 RHARIS1 00000048 031952 10068471

## FILED UNDER 37 CFR 1.53(b)

01 FC:1001	740.00 CH
02 FC:1202	1404.00 CH
03 FC:1203	280.00 CH
04 FC:1051	130.00 CH

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$1684.
  - \$1404 for 78 total claims over 20.
  - \$280 for multiple dependent claim surcharge.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 2554.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file

in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)**

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*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



#4

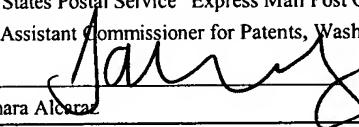
PATENT  
Docket No. 529282000400

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Tamara Alcaraz

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the application of:

Malcolm L. HANDEL et al.

Serial No.: 10/068,471

Filing Date: February 4, 2002

For: TREATMENT OF INFLAMMATORY  
AND MALIGNANT DISEASES

Examiner: To Be Assigned

Group Art Unit: 1646

**STATEMENT TO SUPPORT FILING AND SUBMISSION  
IN ACCORDANCE WITH 37 C.F.R. §§ 1.821-1.825**

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This is being submitted in response to the Notice to File Missing Parts of Nonprovisional Application. The undersigned hereby states that the content of the attached papers and the computer readable copy of the Sequence Listing, submitted in accordance with 37 C.F.R. § 1.821(c) and (e), respectively, are the same.

In the unlikely event that the Patent Office determines that an extension and/or other relief is required as a result of this statement, applicants petition for any required relief including extensions of time and authorize the Assistant Commissioner to charge the cost of such petitions

and/or other fees due to our **Deposit account no. 03-1952**. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted,

Dated: October 29, 2002

By:

  
Gladys H. Monroy

Registration No. 32,430

Morrison & Foerster LLP  
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Palo Alto, California 94304-1018  
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